

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 24, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 411, An Act amending Section 4(h) and Section 4(j), of House Bill 70, Acts of 1957, 55th Legislature, page 704, Chapter 298, State of Texas, codified as Article 1269 1-3, Vernon's Revised Civil Statutes of Texas, so as to include an open land area within the definition of the term slum area and/or within the provisions for an urban renewal project; providing a savings clause; and declaring an emergency.

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Austin, Texas,
May 25, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Engrossed and Enrolled Bills, to which was referred:

S. B. No. 587, An Act authorizing any county having a population in excess of 900,000 according to the most recent Federal Census, to issue certificates of indebtedness for the purpose of constructing, enlarging, furnishing, equipping and repairing buildings to provide homes and schools for dependent and delinquent boys and girls, or for either, and the acquisition of sites therefor; prescribing limitations as to the amount of and the time within which such certificates may be issued; prescribing the procedure for their issuance and sale; requiring the levy and collection of ad valorem taxes for their payment; prescribing their eligibility for investments by certain funds and for security for the deposits of public funds; enacting other provisions related to the subject; and declaring an emergency.

has carefully compared same and finds it correctly enrolled.

HARDEMAN, Chairman.

Sent to Governor

May 25, 1967

S. B. No. 335

S. B. No. 235

S. B. No. 209

S. B. No. 57

S. B. No. 544

S. B. No. 71

S. B. No. 467

S. B. No. 400

S. B. No. 249

S. B. No. 466

S. B. No. 131

S. B. No. 397

S. B. No. 558

S. B. No. 589

S. B. No. 590

S. B. No. 595

S. B. No. 163

S. B. No. 587

S. B. No. 539

S. B. No. 538

S. B. No. 411

S. B. No. 191

S. B. No. 233

S. B. No. 410

S. B. No. 583

S. B. No. 550

S. C. R. No. 25

S. J. R. No. 39

SIXTY-FIFTH DAY

(Friday, May 26, 1967)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Brooks	Mauzy
Christie	Moore
Cole	Parkhouse
Connally	Patman
Creighton	Ratliff
Grover	Reagan
Hall	Schwartz
Hardeman	Strong
Harrington	Wade

Watson Word
Wilson

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

House Bill on First Reading

The following bill received from the House, was read the first time and referred to the Committee indicated:

H. B. No. 290, to Committee on State Departments and Institutions.

Message From the House

Hall of the House of Representatives
Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to House Bill No. 1286 by vote of 136 ayes, 3 noes.

S. B. No. 294, A bill to be entitled "An Act amending Paragraph (b) of Subsection (3) of Section 1 of Article 3.50 of the Insurance Code and amending Subsection (a) of Section 1 of Article 3.51 of the Insurance Code to permit the expenditure of state funds to pay all or any portion of the premiums for certain group insurance contracts covering employees of the state; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Report of Standing Committee

Senator Christie by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which was referred H. B. No. 290,

have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Chairman
BROOKS
HERRING

Senate Resolution 731

Senator Schwartz offered the following resolution:

Be it Resolved by the Senate of Texas, That a new Rule 90A, be added to the present Rules of the Senate as follows:

"90A. No member of the Senate shall be prohibited from revealing to his constituency any of his own views on any matter, or his vote on any matter, pending or having been decided by the Senate," and

Be it further Resolved, That the Senate accordingly adopt this language as a new rule to follow Rule 90 of the Senate in the Senate Rules.

SCHWARTZ
KENNARD
MAUZY
WILSON
HAZLEWOOD
BROOKS
HARRINGTON
BERNAL
BATES
JORDAN
HALL
WORD
CONNALLY
BERRY
COLE
CHRISTIE

The resolution was read.

Senator Schwartz asked unanimous consent to consider the resolution immediately.

The resolution failed of adoption by the following vote (not receiving two-thirds vote of the Members present):

Yeas—16

Bernal	Hazlewood
Berry	Jordan
Brooks	Kennard
Christie	Mauzy
Cole	Moore
Connally	Patman
Hall	Schwartz
Harrington	Wilson

Nays—15

Aikin	Parkhouse
Bates	Ratliff
Blanchard	Reagan
Creighton	Strong
Grover	Wade
Hardeman	Watson
Herring	Word
Hightower	

Senate Resolution 733

Senator Mauzy offered the following resolution:

Whereas, Many thousands of Texans are injured each year due to the negligence of the employees of cities and other political subdivisions; and

Whereas, The Courts of Texas have denied recovery to these injured citizens because of the doctrine of "governmental immunity" which has its historic antecedents in the English Common Law concept that "The King Can Do No Wrong"; and

Whereas, The Legislature of Texas has the responsibility of seeing that injured citizens of Texas who are injured in their person and their property by reason of the negligence of another are permitted to recover their damages and thus not become wards of charity and recipients of welfare; and

Whereas, The people of Texas are entitled to have the facts presented to them without undue delay; and

Whereas, The House of Representatives of the 60th Session of the Legislature passed House Bill 728, the so-called Texas Torts Claims Act, which sought to abolish the doctrine of governmental immunity; and

Whereas, The Legislature of Texas is entitled to have all of the facts surrounding the reason why the doctrine of governmental immunity should or should not be abolished before it so that it can make an intelligent judgment as to the abolition of such doctrine; now therefore, be it

Resolved by the Senate of Texas:

Section 1. That the Lieutenant Governor be and is hereby authorized to appoint a committee of five (5) members of the Senate to sit at such times and places as between the adjournment of the 60th Legislature and the date of the convening of the regular session of the 61st Legislature; and, the committee shall make inquiry into the background of governmental immunity and whether or

not it is in the public interest that this doctrine be continued or abolished.

Section 2. That said committee shall have the power to formulate its own rules of procedure and evidence and to provide for its own hours of meeting, recessing, and adjournment. Provided, however, that the rules of evidence to be followed shall be practically the same as are followed in the Courts of this state, and the committee is authorized to hold executive sessions, within its discretion, and that the committee may be governed by the rules of evidence applicable to any grand jury inquiry in this state.

Section 3. That the majority of the membership of the committee shall have power to issue process for witnesses to any place in this state, and to compel their attendance, and produce all books and records, and upon disobedience of any subpoena the Senate Committee shall have the power to issue attachments which may be addressed to and served by either the Sergeant-at-Arms appointed by said committee or any Sheriff or any Constable of this State; and said committee shall have authority to cite for contempt anyone disobeying said process and to punish for such contempt in the same manner as provided for by general law. Said Committee shall have power to inspect and make copies of all books, records, or files that are pertinent to the investigation of said committee.

Section 4. The witnesses attending under process shall be allowed the same mileage and per diem as is allowed witnesses before any grand jury in this State.

Section 5. Said Committee shall have power and authority to employ and compensate all necessary investigators, auditors, clerks, stenographers, and other necessary employees or staff personnel and it shall be the duty of said committee to make and keep a record of its investigations.

Section 6. Said Committee shall submit a report in writing to the 61st Legislature, or to any called session of the 60th Legislature, and make such recommendations as it may choose to make. Compensation and expenses herein provided for incident to the work of such committee shall be paid out of the Appropriation for the Mileage and Contingent Fund of

the 60th Legislature and out of any funds otherwise appropriated by said session of said Legislature for such purpose, upon sworn account of persons entitled to such pay, when approved by the chairman of said committee; and sufficient money is hereby appropriated out of the Mileage and Contingent Fund of said 60th Legislature to meet the payments of such expenses of the members of said committee, witnesses, fees, and other expenses incident to the investigation.

MAUZY
HARRINGTON
CHRISTIE
JORDAN
BROOKS
BATES
BLANCHARD
REAGAN
HERRING
BERNAL
KENNARD
WATSON
WILSON
HALL
WADE
WORD

The resolution was read.

(Senator Bates in the Chair.)

Senator Hightower offered the following amendment to the resolution:

Amend S. R. 733 by inserting a new paragraph at the end of Section 6 of such resolution as follows:

"The Committee shall prepare a budget for the operating expense of said committee which shall be submitted to the Contingent Expense Committee of the Senate. The prior approval of such budget by such Contingent Expense Committee shall be obtained before any payments may be made from such Contingent Funds. Prior approval by the Contingent Expense Committee must be obtained before any non-budgeted expenses may be paid."

The amendment was read and was adopted.

The resolution as amended was then adopted.

Record of Votes

Senators Hardeman and Parkhouse asked to be recorded as voting "Nay" on the adoption of the resolution.

Conference Committee Report on House Bill 741

Senator Harrington submitted the following Conference Committee Report on H. B. No. 741:

Austin, Texas,
May 25, 1967.

Hon. Preston Smith, President of the Senate.

Hon. Ben Barnes, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on H. B. 741, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

HARRINGTON
MAUZY
WORD
HIGHTOWER
WILSON

On the part of the Senate.

HAYNES
of Orange
MILLER
LOVELL
HAINES
of Brazos
KILPATRICK

On the part of the House.

H. B. No. 741,

A BILL To Be Entitled

An Act relating to reciprocal hunting and fishing privileges between Texas residents and residents of other states; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. A resident of Louisiana may engage in lawful sport hunting and fishing in Jefferson, Orange and Shelby counties if he has purchased a valid license by the state of his residence and that his state grants a similar, reciprocal sport hunting and fishing privilege in the parishes adjacent to those counties listed in this section, to residents of Jefferson, Orange and Shelby counties of the State of Texas.

Sec. 2. A resident of Louisiana may engage in lawful sport fishing

and hunting in any of the waters forming a boundary by the Sabine River and the Sabine Lake between his state and this state without a Texas license if he has a valid license issued by the state of his residence and that his state grants a similar, reciprocal fishing and hunting privilege to residents of the State of Texas.

Sec. 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended; and that this Act take effect and be in force from and after its passage, and it is so enacted.

The Conference Committee Report was read and was adopted.

House Bills and Resolution on First Reading

The following bills and resolution received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 294, to Committee on Counties, Cities and Towns.

H. C. R. No. 24, to Committee on State Affairs.

H. B. No. 1182, to Committee on Counties, Cities and Towns.

Reports of Standing Committees

Senator Kennard by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Public Health, to which was referred H. B. No. 273, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

KENNARD, Chairman
BERNAL
HARRINGTON
WORD
CREIGHTON
HERRING
REAGAN
HAZLEWOOD
WILSON

Senator Hall by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 1182, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
CHRISTIE
WORD

House Bill 1182 Ordered Not Printed

On motion of Senator Creighton and by unanimous consent H. B. No. 1182 was ordered not printed.

Special Notice on Senate Bill 15

Senator Aikin gave notice that he would on tomorrow move to suspend the rules to consider the Conference Committee Report on S. B. No. 15.

Senate Concurrent Resolution 89

Senator Kennard offered the following resolution:

S. C. R. No. 89, Urging greater participation in Trade Missions and Trade Fairs in foreign countries.

Whereas, It is the intent of the 60th Session of the Legislature of the State of Texas to do everything within its power and scope of activities to encourage the economic growth of Texas; and

Whereas, It has been brought to our attention that one of the most effective means is the sponsorship of Trade Missions and Trade Fairs in foreign countries; and

Whereas, The Texas Industrial Commission has an active program being conducted by the Export Development Office; and

Whereas, Other states have successfully sponsored and participated in Trade Fairs which have contributed measureably to their economic betterment through the furthering of better trade relations with our neighbors; now, therefore, be it

Resolved, That the Senate of the 60th Texas Legislature, the House of Representatives concurring, does hereby urge that Governor John Con-

nally personally participate in one or more Trade Missions at his earliest convenience, and that the Texas Industrial Commission through its Export Expansion program and through utilization of its Tax Force Funds assist in the execution of this Mission and that the business and industrial communities of Texas be urged to participate in these Missions and Fairs as both an indication of their desire for world trade and as a means of furthering the economy of Texas.

The resolution was read.

On motion of Senator Kennard and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 90

Senator Moore offered the following resolution:

S. C. R. No. 90, Memorializing Congress relative to the European Economic Community.

Whereas, The nations of the European Economic Community desire the United States to reduce tariffs on industrial and agricultural goods to be sold in this country; and

Whereas, The people of the United States engaged in agriculture and in the poultry industry desire reciprocal terms for the sale of their goods in European nations; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the State of Texas memorialize the Congress of the United States to pass a Resolution requesting the President of the United States to direct Ambassador William M. Roth, the President's Special Representative for Trade Negotiations, to withdraw United States' offers to the European Economic Community for tariff reductions on both industrial and agricultural goods unless the European Economic Community offers reciprocal tariff reductions to the United States for its poultry and agricultural products; and, be it further

Resolved, That a certified copy of this Resolution be furnished to the President of the Senate and the Speaker of the House of Representatives of the Congress, and to each Congressional Representative and Senator from this state.

The resolution was read.

On motion of Senator Moore, and by unanimous consent, the resolution was considered immediately and was adopted.

Record of Votes

Senators Hardeman and Brooks asked to be recorded as voting "Nay" on the adoption of the above resolution.

Message From the House

Hall of the House of Representatives

Austin, Texas,

May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 882, A bill to be entitled "An Act prohibiting admission of evidence of the settlement of a claim for property damages in a lawsuit for damages for personal injuries suffered in the same transaction on which the property damage claim was based; and declaring an emergency."

H. B. No. 981, A bill to be entitled "An Act repealing Section 3(a), Chapter 428, and Chapter 457, Acts of the 55th Legislature, Regular Session, 1957 (Articles 726-1 and 726-2, respectively, Vernon's Texas Penal Code), relating to certain hazardous substances; and declaring an emergency."

H. B. No. 911, A bill to be entitled "An Act apportioning the State of Texas into Representative Districts, naming the counties composing each district; providing the number of representatives to be elected in each district; making the Act effective for all representatives from the places herein specified and described for the 61st Legislature; and continuing in effect thereafter for succeeding Legislatures; providing the Act shall not affect present membership, personnel, or Representative Districts of the 60th Legislature; and providing Special Elections for the filling of vacancies in the office of any representative of the 60th Legislature shall be filled in the district as it now exists; amending Chapter 351, Acts of the 59th Legislature, Regular Session,

1965 (Article 195a, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 1074, A bill to be entitled "An Act relating to examination and confinement of dangerous alcoholics; amending Subsection (c), Section (9) Chapter 411, Acts of the 53rd Legislature, Regular Session, 1953 (Article 5561c, Vernon's Texas Civil Statutes); and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bill and Resolution on First Reading

The following bill and resolution received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 1322, to Committee on Counties, Cities and Towns.

H. C. R. No. 28, to Committee on Contingent Expenses.

Senate Resolution 737

Senator Hardeman offered the following resolution:

Whereas, We are honored today to have as a visitor in the Capitol Hon. Fred Lowry, a distinguished citizen, entertainer and graduate of the Texas School for the Blind. Mr. Lowry is a former page of the Senate. He has made whistling one of the fine arts and has made several phonograph records. Mr. Lowry was one of the featured entertainers in the celebrated Horace Heidt Band of a few years since; and

Whereas, It is the desire of the Senate to welcome Mr. and Mrs. Lowry to the Senate; now, therefore, be it

Resolved by the Senate, That their presence be recognized by the Senate and that they be extended the official welcome of the Senate and the privileges of the floor today.

HARDEMAN
COLE
MAUZY

The resolution was read and was adopted.

The President appointed the following Escort Committee for the dis-

tinguished guests: Senators Cole, Hardeman, Christie, and Mauzy.

Mr. Lowry was escorted to the President's Rostrum and the President requested Senator Hardeman to introduce the distinguished guests.

Senator Hardeman presented the Members of Mr. Lowry's party and then presented Mr. Lowry to the Members of the Senate.

Mr. Lowry expressed appreciation for the honor of again being present in the Senate—he having served as a Page in the Senate as a youth. Mr. Lowry delighted the Members with his whistling of several of his more famous recordings.

Report of Standing Committee

Senator Hall by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 294, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman
CHRISTIE
WORD

House Concurrent Resolution 124 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 124, Congratulating Dean James R. D. Eddy.

The resolution was read.

By unanimous consent the resolution was considered immediately and was adopted.

House Concurrent Resolution 136 on Second Reading

The President laid before the Senate the following resolution:

H. C. R. No. 136, Creating the Parking and Traffic Committee.

The resolution was read.

By unanimous consent the resolu-

tion was considered immediately and was adopted.

House Bill on First Reading

The following bill received from the House, was read the first time and referred to the Committee indicated:

H. B. No. 911, to Committee on Legislative, Congressional and Judicial Districts.

Motion to Place House Concurrent Resolution 127 on Second Reading

The President laid before the Senate for consideration at this time the following resolution:

H. C. R. No. 127, Creating an interim Legislative Committee on the Preservation of the Governor's Mansion.

The resolution was read.

Unanimous consent was requested to consider the resolution immediately.

There was objection.

The resolution was then referred to the Committee on Rules.

Report of Standing Committee

Senator Word by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Legislative, Congressional and Judicial Districts, to which was referred H. B. No. 911, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WORD, Chairman
STRONG
RATLIFF
BROOKS
BERRY
AIKIN
MOORE
MAUZY
KENNARD
PATMAN

House Bill 911 Ordered Not Printed

On motion of Senator Word and by unanimous consent H. B. No. 911 was ordered not printed.

Senate Bill 18 With House Amendments

Senator Hazlewood called S. B. No. 18 from the President's Table for consideration of the House amendments to the bill.

The President laid the bill and the following House amendments before the Senate:

Committee Amendment 1

Strike all below the enacting clause and substitute the following:

Section 1. Chapter 6, Acts of the 43rd Legislature, 1st Called Session, 1933, as amended (Article 2654b-1, Vernon's Texas Civil Statutes), is amended by adding a new Section 6 to read as follows:

"Section 6. (a) Section 1 also applies to a person who served in the Armed Forces of the United States on active military duty (other than for training) for more than 180 days during the Cold War and to the child or children of any person who was killed in action or died while in the Armed Forces of the United States on active military duty during the Cold War. 'Cold War' means the period beginning on the date of the termination of the 'present national emergency' as that term is defined and used in Section 5 of this Act. Section 1 shall apply only to persons honorably discharged from the Armed Forces.

"(b) Section 1 does not apply to a person who served in the Armed Forces during the Cold War if, at the time of his registration in a college in this state, he is eligible for educational benefits under the federal legislation in effect at the time of his registration. However, such serviceman is covered by the exemptions provided in Section 1 if his right to benefits under federal legislation is extinguished at the time of his registration."

Section 2. The importance of this legislation and the crowded condition of the calendar in both houses create an emergency and an imperative public necessity that the Constitu-

tional Rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Committee Amendment 2

Strike all above the enacting clause and substitute the following:

AN ACT

Exempting veterans of the Cold War from dues, fees, and charges at certain institutions of collegiate rank; amending Chapter 6, Acts of the 43rd Legislature, 1st Called Session, 1933, as amended (Article 2654b-1, Vernon's Texas Civil Statutes; and declaring an emergency.

The House amendments were read.

Senator Hazlewood moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

House Bill 294 Ordered Not Printed

On motion of Senator Brooks and by unanimous consent H. B. No. 294 was ordered not printed.

Senate Bill 617 With House Amendment

Senator Jordan called S. B. No. 617 from the President's Table for consideration of the House amendment to the bill.

The President laid the bill and the following House amendment before the Senate:

Amendment 1

Amend S. B. No. 617 by striking Section 3 and placing in lieu thereof the following:

Section 3. Jurisdiction. Said Court of Domestic Relations No. 5 shall have jurisdiction concurrent with the District Courts and Courts of Domestic Relations situated in said County of all cases involving adoptions, removal of disability of minority and coverture, wife and child desertion, delinquent, neglected or dependent child proceedings, Reciprocal Support Act and all jurisdiction, powers and authority now or hereafter placed in the District or County Courts under the juvenile and child welfare laws of this State; and of all divorce and marriage annulment cases, including the adjustment of property rights and custody and support of minor children involved therein, alimony pending final hearing, and any and every other matter incident to divorce or annulment proceedings as well as independent actions involving child custody or support of minors, change of name of persons; and all other cases involving justiciable controversies and differences between spouses, or between parents, or between them or one of them, and their minor children, or between any of these and third persons, corporations, trustees or other legal entities, which are now, or may hereafter be, within the jurisdiction of the District or County Courts; all cases in which children are alleged or charged to be dependent and neglected children or delinquent children as provided by law, of all suits for trial of title to land and for the enforcement of liens thereon, of all suits for trial of the right of property, and said Court and the judges thereof shall have power to issue writs of habeas corpus, mandamus, injunction, and all writs necessary to enforce their jurisdiction. All cases enumerated or included above may be instituted in or transferred to said Court.

The House amendment was read.

Senator Jordan moved that the Senate concur in the House amendment.

The motion prevailed.

Senate Bill 83 With House Amendment

Senator Herring called S. B. No. 83 from the President's Table for consideration of the House amendment to the bill.

The President laid the bill and the following House amendment before the Senate:

Committee Amendment 1

Amend Section 1a of S. B. No. 83 by deleting that Section in its entirety.

The House amendment was read.

Senator Herring moved that the Senate concur in the House amendment.

The motion prevailed.

Senate Bill 458 With House Amendment

Senator Christie called S. B. No. 458 from the President's Table for consideration of the House amendment to the bill.

The President laid the bill and the following House amendment before the Senate:

Committee Amendment 1

Amend Section 18 of Senate Bill 458 by adding thereafter a new sentence to read as follows:

However, the fact that any private person or group of persons, corporation, organization, or any other entity has secured a license or permit or otherwise complied with this act, or the rules and regulations promulgated pursuant to this act, shall not be admissible evidence in any legal proceeding brought against such private person or group.

The House amendment was read.

Senator Christie moved that the Senate concur in the House amendment.

The motion prevailed.

Executive Session

On motion of Senator Blanchard and by unanimous consent the Senate agreed to hold an Executive Ses-

sion at 11:30 o'clock a.m. today, (he having given Notice on Wednesday, May 24, 1967.)

Accordingly, the President directed all those not entitled to attend the Executive Session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the Executive Session the Secretary of the Senate informed the Journal Clerk that the Senate had confirmed the following nominations of the Governor:

To be a member of the Texas Fine Arts Commission, for a four year term to expire September 1, 1969: Stanley Marcus of Dallas, Dallas County.

To be Commissioner of Labor Statistics, for a two year term to expire January 31, 1969: Charles H. King, Jr. of Dallas, Dallas County.

To be a member of the Texas Fine Arts Commission, for a two year term to expire September 1, 1967: Tom Lea of El Paso, El Paso County.

To be a member of the Texas Fine Arts Commission, for a two year term to expire September 1, 1967: Edward Rotan of Houston, Harris County.

To be a member of the Texas Surplus Property Agency, for a term expiring August 31, 1967: Edward Maher, Jr. of Dallas, Dallas County.

In Legislative Session

The President called the Senate to order as In Legislative Session at 12:10 o'clock p.m.

Senate Resolution 739

Senator Bernal offered the following resolution:

Whereas, Poverty, the lack of income relative to standards of living—housing, food, medical care—and the consequences of being poor affect both the individuals living in poverty and the costs to society harboring poverty; and

Whereas, Poverty has other far more serious consequences as well—physical suffering, resulting from inadequate housing, the lack of proper

and sufficient food and clothing; serious illnesses, including both mental and physical ailments, and psychological disorders; the stifling of ambitions and hopes, the fatalistic outlook on life, the feeling of deprivation and social inferiority; and

Whereas, To the affluent society of Texas it is difficult to comprehend these implications of poverty, but in 1960 Texas had a significantly larger proportion of families with incomes under \$3,000 than the nation as a whole. Among all U.S. families, numbering 44,950,734, there were 9,626,454 low-income families, or 21.4 percent of the total; in comparison for Texas, of the 2,392,564 families, a total of 687,965 were in the low-income group, to bring the proportion up a full 7.4 percentage points, to 28.8 percent; thus well over one-fourth of all Texas families were living in poverty at the time of the last decennial census; and

Whereas, The impact of poverty was greater in rural than in urban areas: 33.7 percent of the nation's rural families were in the low-income group, while in Texas, 43.5 percent were in this category; in urban areas, the percentage for the nation amounted to only 16.4 percent, while in rural areas it was 23.8 percent; and

Whereas, The distribution of low-income families in Texas, according to a report entitled Poverty in Texas: The Distribution of Low-Income Families, which was prepared by the Department of Agricultural Economics and Sociology at Texas A&M University, shows that in two counties in Texas, the proportion of those families living on \$3,000 a year or less amounted to 70 percent of the total families; 14 counties had between 60 and 69 percent of the families in this low-income category; 47 counties, between 50 and 59 percent; 62 counties, between 40 and 49 percent; 59 counties, between 30 and 39 percent; 44 counties, between 20 and 29 percent; 23 counties, between 10 and 19 percent; and only three counties under 10 percent; and

Whereas, There is a definite correlation between the number of years of education an individual completes and his income. In 12 Texas counties where median level of education is 6th grade, median income is \$2,401; in 75 counties with median education

the 9th grade, median income is \$3,792; in 6 counties where the educational median is 12th grade, median income is \$5,600; so the difference between average family income of \$2,400 and one of \$5,600 is six grades in school; and

Whereas, All these statistics point to a general need that is a prerequisite to any kind of large scale action program to ameliorate poverty in Texas: It is important that more detailed factual information about the poor—their education, values, felt needs, aspirations, attitudes about change, attitudes about their relationship to society, and patterns of behavior—be obtained in order (1) that there can be full understanding of various clusters of factors that are producing and sustaining poverty conditions; and (2) that action programs can be developed that will work effectively to reduce the occurrence or, at least, the severity of the consequences of poverty; now, therefore, be it

Resolved by the Senate of the 60th Legislature, That a special Senate Committee is hereby created to study poverty in Texas—the education, values, needs, aspirations, attitudes about change and the relationship to society of the 28.8 percent of Texas families now living in poverty, on annual incomes of less than \$3,000; and, be it further

Resolved, That this special committee on Poverty in Texas shall consist of five members of the Senate, to be appointed by the Lieutenant Governor. The committee shall organize and begin its research and deliberations immediately after appointments to its membership have been made, and shall continue its study and investigations at such time and in such places as may be considered necessary during the interim prior to the convening of the 61st Legislature in Regular Session; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to serve as staff for the committee and that the Texas A&M University Department of Agricultural Economics and Sociology, The University of Texas Bureau of Business Research, The Texas Education Agency, the Texas Employment Commission and the Texas Office of Economic Opportunity be requested to cooperate fully with the committee

during the course of the study; and, be it further

Resolved, That members of the committee shall receive no pay for their services but shall be reimbursed for necessary expenses actually incurred in the discharge of their duties from the contingent fund of the Senate; and, be it further

Resolved, That the committee shall make a complete report to the 61st Legislature when it convenes in January, 1969, together with findings and recommendations, and any proposed legislation considered necessary to implement proposals by the committee with respect to improving educational opportunities and to raising the income of those families in the poverty-income category, and reducing or alleviating the severity of the consequences of poverty.

BERNAL
CHRISTIE
HALL
JORDAN
BROOKS
KENNARD
COLE
BERRY
BATES
WILSON
MAUZY
STRONG
HARRINGTON

The resolution was read.

Senator Bernal asked unanimous consent to consider the resolution immediately.

There was objection.

The resolution was then referred to the Committee on Contingent Expenses.

House Concurrent Resolution 125 on Second Reading

The President laid before the Senate on its second reading the following resolution:

H. C. R. No. 125, Congratulating the people of Kent County, Texas, as they celebrate the 75th Anniversary of the county's organization.

The resolution was read.

By unanimous consent the resolution was considered immediately and was adopted.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 1273, A bill to be entitled "An Act providing for a declaration of legislative policy in regard to the waters of Braunig Lake in Bexar County; providing for fishing regulations; providing for investigation by the State Health Department of the suitability of the waters of Braunig Lake for recreational purposes and for closing of such waters by the Parks and Wildlife Commission if found unsuitable; prohibiting hunting on Braunig Lake; providing penalties; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 1273, to the Committee on State Departments and Institutions.

H. B. No. 981, to the Committee on Jurisprudence.

House Bill 1164 on Second Reading

Senator Berry asked unanimous consent to suspend the regular order of business and take up H. B. No. 1164 for consideration at this time.

There was objection.

Senator Berry then moved to suspend the regular order of business and take up H. B. No. 1164 for consideration at this time.

The motion prevailed by the following vote:

Yeas—20

Bates	Grover
Bernal	Hardeman
Berry	Harrington
Brooks	Herring
Christie	Jordan
Cole	Kennard
Connally	Mauzy

Parkhouse	Strong
Reagan	Wade
Schwartz	Watson

Nays—9

Aikin	Patman
Creighton	Ratliff
Hall	Wilson
Hazlewood	Word
Hightower	

Absent

Blanchard	Moore
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The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 1164, A bill to be entitled "An Act amending Chapter 467, House Bill No. 77, Acts of the 44th Legislature, 2nd Called Session, 1935, as such has been heretofore amended, being the Texas Liquor Control Act, and being the Act carried in Vernon's Texas Penal Code as Articles 666 and 667, by amending Section 4 (c) (1), Article I, Texas Liquor Control Act, as amended by Section 1, Chapter 221, Acts of the 48th Legislature, 1943 (Article 666-4, Vernon's Texas Penal Code), so as to reduce the hours when it shall be unlawful to consume alcoholic beverages or possess for the purpose of consuming alcoholic beverages in counties of certain populations, etc., and declaring an emergency."

The bill was read second time.

Senator Herring offered the following amendment to the bill:

Amend House Bill 1164 by striking all below the enacting clause and substituting in lieu thereof the following:

Section 1. Section 4 (c) (1), Article I, Texas Liquor Control Act, Chapter 467, House Bill No. 77, Acts of the 44th Legislature, 2nd Called Session, 1935, as amended by Section 1, Chapter 221, Acts of the 48th Legislature, 1943 (Article 666-4, Vernon's Texas Penal Code), is amended to read as follows:

"(1) It shall be unlawful for any person in a county of less than 300,000 population, according to the 1960 federal census, to consume any alcoholic beverage in any public place or for any person to possess any alcoholic beverage in any public place

for the purpose of consuming the same in such public place at any time on Sunday between the hours of 1:15 a.m. and 12 noon, and on all other days at any time between the hours of 12:15 a.m. and 7 a.m.; except that the commissioners court of any county under 300,000 population, according to the 1960 federal census, may by order adopt for the unincorporated areas of that county the hours prescribed hereafter for counties of more than 300,000 population, according to the 1960 federal census, and the governing body of any incorporated city or town in any such county under 300,000 population, according to the 1960 federal census, may by ordinance adopt the hours prescribed hereafter for counties of more than 300,000 population, according to the 1960 federal census; violation of a commissioners court order or a city ordinance made under this subsection is punishable as a violation of this Act. It shall be unlawful for any person in a county of 300,000 or more population, according to the 1960 federal census, to consume any alcoholic beverage in any public place or for any person to possess any alcoholic beverage in any public place for the purpose of consuming the same in such public place at any time on Sunday between the hours of 2:15 a.m. and 12 noon, and on all other days at any time between the hours of 2:15 a.m. and 7 a.m."

Sec. 2. Section 10, Article II, Texas Liquor Control Act, as last amended by Section 3, Chapter 221, Acts of the 48th Legislature, 1943 (Article 667-10, Vernon's Texas Penal Code), is amended to read as follows:

"Section 10. (a) In any county of 300,000 or more population, according to the 1960 federal census, it shall be unlawful for any person to sell beer or offer same for sale:

"(1) On Sunday at any time between the hours of 2 a.m. and 12 noon.

"(2) On any day except Sunday at any time between the hours of 2 a.m. and 7 a.m.

"(b) In any county in this State not having a population of 300,000 or more, according to the 1960 Federal Census, it shall be unlawful for any person to sell beer or offer same for sale:

"(1) On Sunday at any time be-

tween the hours of 1:00 a.m. and 12 noon.

"(2) On any day except Sunday at any time between the hours of 12 midnight and 7 a.m.

"(3) Regardless of the provisions of paragraphs (1) and (2) of this section, the commissioners court of any county under 300,000 population, according to the 1960 federal census, may by order adopt for the unincorporated areas of that county the hours prescribed above for counties having a population of 300,000 or more, according to the 1960 federal census, during which the sale or offering of beer for sale are made unlawful; and the governing body of any incorporated city or town in any county under 300,000 population, according to the 1960 federal census, may by ordinance adopt the hours prescribed above for counties having a population of 300,000 or more, according to the 1960 federal census, during which the sale or offering of beer for sale are made unlawful; violation of a commissioners court order or a city ordinance made under this subsection is punishable as a violation of this Act."

Sec. 3. If any section, subsection, paragraph, sentence, clause or provision of this Act is for any reason held invalid, such invalidity shall not affect any other portion of this Act; but this Act shall be construed and enforced as if such invalid provision had not been contained therein.

Sec. 4. All laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

Sec. 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and this Act shall take effect and be in force from and after September 1, 1967, and it is so enacted.

The amendment was read and was adopted.

On motion of Senator Berry, and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

Record of Votes

Senators Word, Hightower, Hall, Aikin, Wilson, Patman, Hazlewood, Herring, Ratliff, Creighton, Blanchard and Moore asked to be recorded as voting "Nay" on the passage of the bill to third reading.

Motion to Place House Bill 1164 on Third Reading

Senator Berry moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 1164 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—19

Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Brooks	Parkhouse
Christie	Reagan
Cole	Schwartz
Connally	Strong
Grover	Wade
Hardeman	Watson
Harrington	

Nays—12

Aikin	Hightower
Blanchard	Moore
Creighton	Patman
Hall	Ratliff
Hazlewood	Wilson
Herring	Word

House Bill 765 on Second Reading

On motion of Senator Bates and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 765, A bill to be entitled "An Act relating to investigation by law enforcement officers of accidents occurring on private property; amending Article IV, Chapter 421, Acts of the 50th Legislature, 1947, as amended (Article 6701d, Vernon's Texas Civil Statutes); and declaring an emergency."

The bill was read second time.

Senator Bates offered the follow-

ing Committee Amendment to the bill:

Amend H. B. No. 765 by striking the word "shall" between the words "officer" and "investigate" in the first sentence of quoted Section 43A of Section 2, and substitute the word "may."

The Committee Amendment was read and adopted.

On motion of Senator Bates, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

House Bill 765 on Third Reading

Senator Bates moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 765 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hardeman	Wade
Harrington	Watson
Hazlewood	Wilson
Herring	Word

Nays—1

Hall

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time.

Senate Bill 547 With House Amendments

Senator Hardeman called S. B. No. 547 from the President's Table for consideration of the House amendments to the bill.

The President laid the bill and the following House amendments before the Senate:

Committee Amendment 1

Amend S. B. No. 547, Section 2, by deleting on lines 37 and 38, the words "not less than Four Thousand Dollars (\$4,000) per annum and".

Committee Amendment 2

Amend S. B. No. 547, Section 3, by deleting on lines 44 and 45, the words "not less than Four Thousand Eight hundred Dollars (\$4,800) per annum and," and by deleting on lines 49 and 50 the words "not less than Four Thousand Eight Hundred Dollars (\$4,800) and."

The House amendments were read.

Senator Hardeman moved that the Senate concur in the House amendments.

The motion prevailed.

Report of Standing Committee

Senator Hightower by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Contingent Expense to which was referred S. R. No. 739, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

HIGHTOWER, Chairman.

Recess

On motion of Senator Aikin the Senate at 12:35 o'clock p.m. took recess until 3:30 o'clock p.m. today in memory of Dr. Ira Kohler, a Member of the House of Representatives whose funeral was being held at 1:30 o'clock p.m. today and the Senate Chamber to be closed during those hours.

After Recess

The President called the Senate to order at 3:30 o'clock p.m. today.

House Bill 602 on Second Reading

On motion of Senator Hightower

and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 602, A bill to be entitled "An Act amending Chapter 156, Acts of the 40th Legislature, Regular Session, 1927, as amended by Chapter 398, Acts of the 59th Legislature, Regular Session and codified in Vernon's as Article 200a, Vernon's Texas Civil Statutes, by adding thereto a new section to be numbered Section 11 so as to authorize supplementary compensation for performing duties as Presiding Judges of Administrative Judicial Districts; fixing the maximum amount of such supplementary compensation; making other provisions relating thereto; providing for a repealing clause; providing a severability clause; and declaring an emergency."

The bill was read second time.

Senator Mauzy offered the following amendment to the bill:

Amend H. B. 602 by adding the following language to Section 1:

"Provided, however, that if any one county within the Administrative Judicial District shall have 50% or more of the total population of such Administrative Judicial District, the amount to be paid by such county must be approved by the Commissioners Court of such county."

The amendment was read and failed of adoption by the following vote:

Yeas—6

Hardeman	Schwartz
Jordan	Strong
Mauzy	Word

Nays—24

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Kennard
Blanchard	Moore
Christie	Parkhouse
Cole	Patman
Connally	Ratliff
Creighton	Reagan
Grover	Wade
Hall	Watson
Harrington	Wilson

Present—Not Voting

Brooks

The bill was then passed to third reading.

Record of Vote

Senator Mauzy asked to be recorded as voting "Nay" on the passage of the bill to third reading.

House Bill 602 on Third Reading

Senator Hightower moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 602 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Hall
Bates	Hardeman
Bernal	Harrington
Berry	Hazlewood
Blanchard	Herring
Brooks	Hightower
Christie	Jordan
Cole	Kennard
Connally	Moore
Creighton	Parkhouse
Grover	Patman

Ratliff
Reagan
Schwartz
Strong

Wade
Watson
Wilson
Word

Nays—1

Mauzy

**Senate Resolution 739 Ordered
Not Printed**

On motion of Senator Bernal and by unanimous consent S. R. No. 739 was ordered not printed.

Report of Standing Committee

Senator Hall by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 1322, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

**Presentation of Former Senator
Kazen**

Senator Blanchard by unanimous consent presented former Senator Abraham Kazen, Jr., now Congressman Kazen, as a guest of the Senate today.

Reports of Standing Committees

Senator Hightower by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Contingent Expense, to which was referred H. C. R. No. 28, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

HIGHTOWER, Chairman.

Senator Christie by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which was referred H. B. No. 1273, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Chairman.

House Bill 1322 Ordered Not Printed

On motion of Senator Hightower and by unanimous consent H. B. No. 1322 was ordered not printed.

House Bill 25 on Second Reading

On motion of Senator Watson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 25, A bill to be entitled "An Act creating a State Commission for the Deaf and prescribing its powers and duties; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 25 on Third Reading

Senator Watson moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that H. B. No. 25 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hardeman
Bates	Harrington
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Brooks	Jordan
Christie	Kennard
Cole	Mauzy
Connally	Moore
Creighton	Parkhouse
Grover	Patman
Hall	Ratliff

Reagan	Watson
Schwartz	Wilson
Strong	Word
Wade	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 1190 Re-referred

On motion of Senator Strong, and by unanimous consent, H. B. No. 1190 was withdrawn from the Committee on State Affairs and re-referred to the Committee on Counties, Cities and Towns.

House Bill on First Reading

The following bill received from the House was read the first time and referred to the committee indicated:

H. B. No. 1074, to the Committee on State Departments and Institutions.

Motion to Place House Bill 89 on Second Reading

Senator Creighton asked unanimous consent to suspend the regular order of business to take up for consideration at this time H. B. No. 89.

There was objection.

House Bill 1011 on Third Reading

Senator Schwartz asked unanimous consent to suspend the regular order of business and take up H. B. No. 1011 for consideration at this time.

There was objection.

Senator Schwartz then moved to suspend the regular order of business and take up H. B. No. 1011 for consideration at this time.

The motion prevailed by the following vote:

Yeas—29

Aikin	Creighton
Bates	Hall
Bernal	Harrington
Berry	Hazlewood
Blanchard	Herring
Brooks	Hightower
Christie	Jordan
Cole	Kennard
Connally	Mauzy

Moore	Strong
Parkhouse	Wade
Patman	Watson
Ratliff	Wilson
Reagan	Word
Schwartz	

Nays—2

Grover	Hardeman
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The President laid before the Senate on its third reading and final passage:

H. B. No. 1011, A bill to be entitled "An Act relating to the compensation of certain county officials in counties having a population of 1,000,000 or more; amending Subsection (b), Section 8, Chapter 427, Acts of the 54th Legislature, 1955, as amended; and declaring an emergency."

The bill was read third time.

Pending discussion by Senator Grover of the bill, Senator Word moved the Previous Question on the final passage of H. B. 1011 and the motion was duly seconded.

Question—Shall the Previous Question be now put?

The Previous Question was ordered by the following vote:

Yeas—19

Aikin	Harrington
Bates	Hazlewood
Berry	Hightower
Brooks	Jordan
Christie	Parkhouse
Cole	Ratliff
Connally	Reagan
Creighton	Wade
Hall	Word
Hardeman	

Nays—11

Bernal	Patman
Blanchard	Schwartz
Grover	Strong
Herring	Watson
Kennard	Wilson
Mauzy	

Absent

Moore

Question—Shall H. B. No. 1011 be finally passed?

Report of Standing Committee

Senator Hall by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 1190, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.
CHRISTIE
WORD

House Bill 1190 Ordered Not Printed

On motion of Senator Strong and by unanimous consent H. B. No. 1190 was ordered not printed.

House Bill 1011 on Third Reading

The Senate resumed consideration of H. B. No. 1011 on its final passage.

Question—Shall H. B. No. 1011 be finally passed?

Senator Word raised the Point of Order that Senator Grover was not speaking on the bill. The President requested Senator Grover to confine his remarks to the subject of the bill and this was the first warning to do so.

Pending further discussion by Senator Grover of the bill, Senator Strong raised the Point of Order that Senator Grover was violating the rules by a repetition of statements and remarks.

The President gave Senator Grover a second warning and requested him to confine his remarks to the subject of the bill.

Question—Shall H. B. No. 1011 be finally passed?

Senate Concurrent Resolution 91

Senator Hazlewood offered the following resolution:

S. C. R. No. 91, Instructing Enrolling Clerk to make certain corrections in S. B. No. 18.

Whereas, Senate Bill No. 18 has

passed the Senate and the House of Representatives and is now in the Enrolling Room of the Senate; and

Whereas, A correction is necessary in the caption of the bill; now, therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Enrolling Clerk of the Senate be instructed to rewrite the caption of Senate Bill No. 18 to read as follows:

"An Act exempting certain veterans of the Cold War and certain survivors from dues, fees, and charges at certain institutions of collegiate rank; amending Chapter 6, Acts of the 43rd Legislature, 1st Called Session, 1933, as amended (Article 2654b-1, Vernon's Texas Civil Statutes) and declaring an emergency."

The resolution was read.

On motion of Senator Hazlewood, and by unanimous consent, the resolution was considered immediately and was adopted.

Report of Standing Committee

Senator Hightower by unanimous consent submitted the following report:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 1064, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

House Bill 1273 Ordered Not Printed

On motion of Senator Bernal and by unanimous consent H. B. No. 1273 was ordered not printed.

House Bill 311 Re-referred

On motion of Senator Hardeman, and by unanimous consent, H. B. No. 311 was withdrawn from the Committee on Jurisprudence and referred to the Committee on Counties, Cities and Towns.

House Bill 873 Re-referred

On motion of Senator Brooks, and by unanimous consent, H. B. No. 873

was withdrawn from the Committee on State Affairs and re-referred to the Committee on State Departments and Institutions.

House Bill 1064 Ordered Not Printed

On motion of Senator Jordan and by unanimous consent H. B. No. 1064 was ordered not printed.

Senate Bill 612 With House Amendment

Senator Mauzy called S. B. No. 612 from the President's Table for consideration of the House amendment to the bill.

The President laid the bill and the following House amendment before the Senate:

Amendment 1

Amend H. B. No. 612 by striking Section 5, and placing in lieu thereof the following:

Section 5. Jurisdiction. Said Court of Domestic Relations No. 3 shall have jurisdiction concurrent with the District Courts and Courts of Domestic Relations situated in said County of all cases involving adoptions, removal of disability of minority and coverture, wife and child desertion, delinquent, neglected or dependent child proceedings, Reciprocal Support Act and all jurisdiction, powers and authority now or hereafter placed in the District or County Courts under the juvenile and child welfare laws of this State; and of all divorce and marriage annulment cases, including the adjustment of property rights and custody and support of minor children involved therein, alimony pending final hearing, and any and every other matter incident to divorce or annulment proceedings as well as independent actions involving child custody or support of minors, change of name of persons; and all other cases involving justiciable controversies and differences between spouses, or between parents, or between them or one of them, and their minor children, or between any of these and third persons, corporations, trustees or other legal entities, which are now, or may hereafter be, within the jurisdiction of the District or County Courts; all cases in which children are alleged or charged to be dependent and neglected children or

delinquent children as provided by law, of all suits for trial of title to land and for the enforcement of liens thereon, of all suits for trial of the right of property, and said Court and the Judges thereof shall have power to issue writs of habeas corpus, mandamus, injunction, and all writs necessary to enforce their jurisdiction. All cases enumerated or included above may be instituted in or transferred to said Court.

The House amendment was read.

Senator Mauzy moved that the Senate concur in the House amendment.

The motion prevailed.

Reports of Standing Committee

Senator Christie by unanimous consent submitted the following reports:

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which was referred H. B. No. 873, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Chairman.
HERRING
SCHWARTZ
BROOKS
WILSON

Austin, Texas,
May 26, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to which was referred H. B. No. 1074, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Chairman.
SCHWARTZ
BROOKS
HERRING
WILSON

House Bill 1011 on Third Reading

The Senate resumed consideration

of the pending business, same being H. B. No. 1011 on its final passage.

Question—Shall H. B. No. 1011 be finally passed?

(Senator Blanchard in the Chair.)

Senator Strong raised the Point of Order that under Senate Rule 99 there was an unauthorized photographer in the Senate Chamber.

The Presiding Officer (Senator Blanchard in the Chair) requested the Sergeant-at-Arms to check the credentials of the photographer.

The Presiding Officer then overruled the Point of Order by Senator Strong.

(President in the Chair.)

Question—Shall H. B. No. 1011 be finally passed?

Motion to Adjourn

Pending discussion by Senator Grover of the bill, Senator Hardeman moved that the Senate stand adjourned until 9:30 o'clock a.m. tomorrow.

The motion was lost by the following vote:

Yeas—15

Aikin	Jordan
Bates	Parkhouse
Berry	Patman
Blanchard	Ratliff
Connally	Reagan
Grover	Watson
Hardeman	Word
Hightower	

Nays—16

Bernal	Herring
Brooks	Kennard
Christie	Mauzy
Cole	Moore
Creighton	Schwartz
Hall	Strong
Harrington	Wade
Hazlewood	Wilson

House Bill 873 Ordered Not Printed

On motion of Senator Brooks and by unanimous consent H. B. No. 873 was ordered not printed.

Adjournment

On motion of Senator Hardeman the Senate at 6:07 o'clock p.m. adjourned until 6:10 o'clock p.m. today.

SIXTY-SIXTH DAY

(Friday, May 26, 1967)

The Senate met at 6:10 o'clock p.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

A quorum was announced present.

The Secretary of the Senate offered the invocation.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Morning Call Dispensed With

Senator Creighton asked unanimous consent to dispense with the Morning Call.

There was objection.

Senator Creighton then moved to dispense with the Morning Call.

The motion prevailed by the following vote:

Yeas—30

Aikin	Harrington
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Jordan
Brooks	Kennard
Christie	Mauzy
Cole	Moore
Connally	Parkhouse
Creighton	Patman
Hall	Ratliff
Hardeman	Reagan